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**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

**OAKLAND DIVISION**

In re RIPPLE LABS, INC. LITIGATION

Case No. 4:18-cv-06753-PJH (RMI)

CLASS ACTION

This Document Relates to:

All Actions

**JOINT STIPULATION AND  
[PROPOSED] ORDER MODIFYING  
CASE SCHEDULE**

1           Lead Plaintiff Bradley Sostack and Defendants Ripple Labs Inc., XRP II, LLC, and Bradley  
2   Garlinghouse (collectively the “Parties”), by and through undersigned counsel, hereby stipulate to  
3   the following:

4           1.       On February 23, 2022, the Court issued an order modifying the case schedule. Dkt.  
5   158. Pursuant to this order, non-expert discovery closes on March 31, 2023, and expert discovery  
6   closes on July 21, 2023.

7           2.       The Parties have been diligently and cooperatively engaged in completing fact  
8   discovery by the deadline, including the scheduling and completion of all depositions. Due to  
9   scheduling constraints, depositions of current and former Ripple witnesses were scheduled for late  
10   February and throughout March, with the last deposition set to occur on March 30, 2023.

11          3.       The Parties have met and conferred and agree that additional time is warranted to  
12   incorporate information obtained from these depositions into pending discovery responses and the  
13   upcoming expert reports. This additional time will reduce the burden on the Parties, minimize the  
14   need for supplemented responses or reports, and potentially reduce the burden on the Court by  
15   narrowing or averting future disputes about discovery responses or expert reports.

16          4.       The Parties have therefore agreed to short extensions of the discovery and expert  
17   deadlines, which will give all Parties sufficient time to respond to outstanding discovery requests  
18   and produce expert reports. Due to the proximity of the summary judgment deadlines to the expert  
19   discovery deadlines, and the Court’s practice of hearing dispositive motions at least 120 days before  
20   trial (*see* Dkt. 158), the proposed extensions also apply to the summary judgment deadlines and  
21   trial setting. The proposed modifications do not affect any of the class certification deadlines.

22          5.       The Parties stipulate and agree and request the Court modify the pretrial schedule  
23   as follows:

| <u><b>Deadline</b></u>              | <u><b>Current<br/>Schedule</b></u> | <u><b>New Agreed Date</b></u>  |
|-------------------------------------|------------------------------------|--|
| Class Cert Reply Due                | 3/31/23<br>(Dkt. 185)              | Same   |
| Non-Expert Discovery<br>Cut-Off     | 3/31/23<br>(Dkt. 158)              | Same<br><br>The deadline to respond to<br>outstanding discovery<br>requests is extended to<br>4/10/23. Any motion to<br>compel on pending<br>discovery requests must<br>be filed by 4/17/23. |
| Class Cert Hearing                  | 4/26/23                            | Same   |
| Plaintiff's Expert<br>Disclosures   | 4/28/23                            | 5/8/23   |
| Defendants' Expert<br>Disclosures   | 5/23/23                            | 6/9/23   |
| Plaintiff's Rebuttal<br>Disclosures | 6/23/23                            | 7/10/23  |
| Close of Expert<br>Discovery        | 7/21/23                            | 8/7/23   |
| Dispositive Motions<br>Due          | 8/25/23                            | 9/11/23  |
| Dispositive Opps                    | 9/22/23                            | 10/10/23   |
| Dispositive Replies                 | 10/20/23                           | 11/7/23  |
| Dispositive Motion<br>Hearing Date  | 11/22/23                           | 12/13/23   |
| Pretrial Conference                 | 2/29/24                            | 3/18/24  |
| Trial Date                          | 3/25/24                            | 4/15/24  |

6. The Court has modified the schedule on two prior occasions. First, the Court granted-in-part the parties' stipulation regarding a modified case schedule in February 2022. Dkts. 157–58. Second, the Court granted the parties' stipulation to extend the deadlines for the class certification opposition and reply by one week in December 2022. Dkt. 185. There is currently an unopposed, pending motion filed by Lead Plaintiff to allow limited discovery on user data from

digital asset exchanges after the Court issues an order on the motion for class certification. Dkt. 208.

By: /s/ Nicholas N. Spear

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18 *XRP II, LLC, and Bradley Garlinghouse*  
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**[PROPOSED] ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: \_\_\_\_\_, 2023

\_\_\_\_\_  
The Honorable Phyllis J. Hamilton

**ATTESTATION**

Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, I attest that concurrence in the filing of this document has been obtained from the other signatories.

DATED: March 20, 2023

/s/ Nicholas N. Spear

Nicholas N. Spear